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October 27, 2020

Via ECF

Hon. Sarah L. Cave, U.S.M.J.
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: *Hernandez v. Medi Winebar, et al*
Case No.: 19-cv-01295

Your Honor:

We represent the Plaintiff in this action. We write, with Defendants' consent, to request that the deadline for the parties to submit the settlement agreement and *Cheeks* motion for Court approval, which is today, be extended to November 10, 2020. We require this additional time because the parties are still working on the agreement and *Cheeks* motion. We thank the Court for its attention and consideration to this matter.

Respectfully submitted,
LAW OFFICES OF WILLIAM CAFARO

The parties' joint Letter-Motion (ECF No. 61) for an extension of time to submit their materials for review under *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199 (2d Cir. 2015) is GRANTED, and the deadline is EXTENDED until **Tuesday, November 10, 2020**.

The Court notes, however, that the parties failed to indicate in their Letter-Motion that this is their third request to extend the *Cheeks* submission deadline. (See ECF Nos. 57, 59, 61). The parties are reminded that requests for an extension of time shall comport with 1(E) of the Court's Individual Practices in Civil Cases. The Clerk of Court is respectfully directed to close ECF No. 61.

SO-ORDERED 10/28/20

/s/ Louis M. Leon
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SARAH L. CAVE
United States Magistrate Judge